



Dkt. 71674/JPW/PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michimasa Kumagai

Serial No.: 10/734,036

Filed : December 11, 2003

For : METHOD OF PREPARING FREEZE DRIED BEAN PASTE

1185 Avenue of the Americas  
New York, New York 10036  
January 17, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT AND  
CERTIFICATION UNDER 37 C.F.R. §1.97(e)

In accordance with the applicant's duty of disclosure under 37 C.F.R. §1.56 and §1.97(a)-(d), Applicant hereby submits this Information Disclosure Statement.

Applicant directs the Examiner's attention to the following references which were cited in an official action dated November 5, 2004 in a corresponding Chinese patent application and are listed on Form PTO-1449 attached hereto as **Exhibit A**. Copies of the references are attached hereto as **Exhibits 1 and 2**.

1. Chinese Patent Publication No. 1119909A, published April 10, 1996; (**Exhibit 1**); and
2. J. of Huaihai Inst. Of Tech. (Nat. Sci.), June 1997, Vol. 6, No. 2, pages 47-51 (**Exhibit 2**);

Applicant also submits herewith as **Exhibit B** a copy of the November 5, 2004 Chinese-language official action and an English-language translation thereof, in connection with corresponding Chinese Patent Application No. 200310110274.8.

Applicant: Michimasa Kumagai  
Serial No.: 10/734,036  
Filed: December 11, 2003  
Page 2

The other reference cited in the November 5, 2004 Chinese official action was previously submitted with the Information Disclosure Statement filed concurrently with this application on December 11, 2003, and therefore is not listed on the Form PTO-1449 and a copy of such other reference is not being provided herewith.

A first Office Action has not been received in connection with the subject application. Accordingly, pursuant to 37 C.F.R. §1.97(b)(3), Applicant believes that the present Information Disclosure Statement is timely filed and no fee or certification is due or required.

However, in the event that a first Office Action has been mailed but has not yet been received by Applicant or connected with the application file in the undersigned attorneys' office, Applicant hereby requests consideration of this Information Disclosure Statement under 37 C.F.R. §1.97(c)(1).

Pursuant to 37 C.F.R. §1.97(e)(1), each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. The date of mailing of the official action is November 5, 2004, and therefore this Information Disclosure Statement is being timely filed, pursuant to 37 C.F.R. §1.97(c)(1).

If a telephone conference would be of assistance in advancing the prosecution of the subject application, Applicant's undersigned attorneys invite the Examiner to telephone them at the number provided below.

Applicant: Michimasa Kumagai  
Serial No.: 10/734,036  
Filed: December 11, 2003  
Page 3

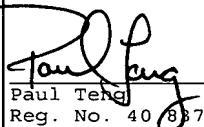
No fee, is deemed necessary in connection with the filing of this Information Disclosure Statement. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Paul Teng  
Reg. No. 40,837

January 17, 2005  
Date



Form PTO-1449		U.S. Department of Commerce Patent and Trademark Office						Atty. Docket No. 71674/JPW/PT		Serial No. 10/734,036	
								Applicant: Michimasa Kumagai			
								Filing Date: December 11, 2003		Group Art Unit:	
<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)											
<b>U.S. PATENT DOCUMENTS</b>											
Examiner Initial	Document Number			Date		Name		Class	Subclass	Filing Date if Appropriate	
<b>FOREIGN PATENT DOCUMENTS</b>											
	Document Number				Date	Country	Class	Subclass	Translation		
	CN	1	1	1	9	9	0	9	A	4-10-1996	China
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>											
	J. of Huaihai Inst. Of Tech. (Nat. Sci.), June 1997, Vol. 6, No. 2, pages 47-51 (Exhibit 2)										
	November 5, 2004 Chinese-language official action and English-language translation thereof in connection with Chinese patent application no. 2003101102748 (Exhibit B).										
EXAMINER				DATE CONSIDERED							

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**Applicant:** Michimasa Kumagai  
**Serial No.:** 10/734,036  
**Filed:** December 11, 2003  
**Exhibit A**